

Message Text

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TO AMEMBASSY TOKYO

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E.O. 11652:N/A

TAGS: OEXC, JA

SUBJECT: CULCON: DRAFT EXCHANGE OF NOTES/LETTERS

REF: TOKYO 6678, STATE 116892, STATE 084317

1. NOW THAT GARIOA CONVERTIBILITY QUESTION SETTLED, DEPARTMENT WISHES FINALIZE CULCON AND JOINT COMMITTEE MODIFICATIONS SOONEST SO THAT ARRANGEMENTS FOR NEXT YEAR'S JOINT COMMITTEE MEETING CAN BE STARTED. AS REITERATED PER STATE REFTEL, DEPARTMENT DOES NOT REQUIRE FORMAL EXCHANGE OF NOTES, BUT BELIEVES SOME FORM OF OFFICIAL WRITTEN EXCHANGE, THROUGH GOVERNMENT CHANNELS, ESSENTIAL.

2. POST ALREADY IN POSSESSION OF DRAFT LANGUAGE FOR PROPOSED EXCHANGE OF NOTES. SHOULD GOJ PREFER NOT TAKE THIS ROUTE, HOWEVER, POST TRANSMITS FOR POST'S CONSIDERATION, PROPOSED LANGUAGE FOR ALTERNATIVE EXCHANGE OF LETTERS, WHICH SHOULD BE HANDLED AT DCM LEVEL.

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3. PLEASE NOTE THAT ITEM 3 HAS BEEN REVISED FOLLOWING

DISCUSSIONS WITH NISHIMIYA AT CULCON, AND TAKES INTO ACCOUNT FONMIN AND DEPT CONCERNS (PLEASE MAKE APPROPRIATE REVISION IN POST'S DRAFT LANGUAGE OF EXCHANGE OF NOTES).

4. INFORM SOONEST GOJ REACTION.
5. DRAFT LANGUAGE FOR INFORMAL EXCHANGE OF LETTERS FOLLOWS:

DEAR MR. VICE. MINISTER:

AT THE EIGHTH CONFERENCE ON CULTURAL AND EDUCATIONAL INTERCHANGE (CULCON VIII) HELD IN WASHINGTON ON MAY 27 AND 28 OF THIS YEAR, THE NEED FOR A NUMBER OF STRUCTURAL AND OPERATIONAL CHANGES IN THE MANNER IN WHICH CULCON'S JOINT COMMITTEE CONDUCTS ITS BUSINESS WAS DISCUSSED, AND THE DELEGATES RECOMMENDED THAT BOTH SIDES SHOULD TAKE STEPS TO INSTITUTE THESE CHANGES SO AS TO CONFORM TO CURRENT CONDITIONS AND PRACTICES. THE PURPOSE OF THIS LETTER IS TO TAKE INTO ACCOUNT THE CULCON VIII RECOMMENDATION AND TO SET FORTH THE MODIFICATIONS DESIRED.

IN THIS CONNECTION, I SHOULD LIKE TO CALL YOUR ATTENTION TO SEVERAL DOCUMENTS WHICH PROVIDE THE BASIS FOR CULCON'S ORGANIZATION AND ACTIVITIES. THEY ARE, FIRST, THE JOINT COMMUNIQUE ISSUED IN WASHINGTON ON JUNE 22, 1961 IN WHICH THE TWO COUNTRIES AGREED TO FORM A UNITED STATES - JAPAN COMMITTEE WHOSE PURPOSE WOULD BE "TO STUDY EXPANDED CULTURAL AND EDUCATIONAL COOPERATION BETWEEN THE TWO COUNTRIES"; SECOND, THE NOTE VERBALE FROM THIS EMBASSY DATED NOVEMBER 21, 1961 CONCERNING PLANS FOR CONVENING A MEETING OF A JOINT UNITED STATES - JAPAN CONFERENCE ON CULTURAL AND EDUCATIONAL INTERCHANGE TO CONSIDER WHAT COOPERATIVE STEPS MIGHT BE TAKEN TO FULFILL THE REQUIREMENTS OF THE JOINT COMMUNIQUE; THIRD, THE NOTE VERBALE IN RESPONSE FROM THE FOREIGN MINISTRY DATED DECEMBER 26, 1961, AGREEING THAT THE CONFERENCE BE HELD AND THAT IT OPEN ON JANUARY 25, 1962; FOURTH AND MOST IMPORTANTLY, THE EXCHANGE OF NOTES, DATED NOVEMBER 8, 1968 ESTABLISHING A PERMANENT JOINT COMMITTEE TO OVERSEE THE BIENNIAL CONFERENCES AND SETTING FORTH CERTAIN GUIDELINES REGARDING THE COMPOSITION

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AND PROCEDURES OF THE JOINT COMMITTEE.

THE UNITED STATES CONSIDERS THAT THE MODIFICATIONS DESIRED ARE CHIEFLY TECHNICAL AND MINOR IN NATURE. ITEM BY ITEM, THE PROPOSED MODIFICATIONS RELATING TO THE EXCHANGE OF NOTES OF 1968 ARE AS FOLLOWS:

1. WITH RESPECT TO PARAGRAPH 2A, THE MEMBERSHIP FROM EACH

COUNTRY ON THE UNITED STATES - JAPAN COMMITTEE AGREED TO IN THE 1961 JOINT COMMUNIQUE SHALL BE THE SAME AS THAT OF THE MEMBERSHIP OF THE JOINT COMMITTEE ON UNITED STATES - JAPAN CULTURAL AND EDUCATIONAL COOPERATION ESTABLISHED IN 1968. EACH GOVERNMENT, HOWEVER, MAY APPOINT UP TO THREE ADDITIONAL DELEGATES TO THE MEETINGS OF THE CONFERENCE.

2. WITH RESPECT TO PARAGRAPHS 2B AND 2C, THE PROVISIONS RELATING TO THE FIELDS FROM WHICH THE TWELVE MEMBERS OF THE TWO PANELS ARE TO BE DRAWN, AS WELL AS THE NUMBER PER FIELD, SHALL BE CONSIDERED GENERAL GUIDELINES, PROVIDED THAT THE MEMBERSHIP SHALL CONTINUE TO REFLECT THE DIVERSE COMPOSITION OF THESE GUIDELINES, AND PROVIDED THAT IN NO EVENT SHALL THERE BE MORE THAN FOUR MEMBERS FROM THE GOVERNMENT OFFICES OF EITHER COUNTRY.

3. WITH RESPECT TO PARAGRAPH 2D, BECAUSE THE MEMBERS OF THE UNITED STATES PANEL OF THE JOINT COMMITTEE ON U.S.- JAPAN CULTURAL AND EDUCATIONAL COOPERATION HAVE BECOME, UNDER U.S. PUBLIC LAW 94-118 OF OCTOBER 20, 1975, MEMBERS OF THE JAPAN-U.S. FRIENDSHIP COMMISSION, THE PROVISIONS OF PARAGRAPH 2D ARE TO BE CONSIDERED WAIVED TO THE EXTENT NECESSARY TO SATISFY THE REQUIREMENTS OF THE U.S. GOVERNMENT WITH RESPECT TO THE APPOINTMENT TO, REAPPOINTMENT TO, AND TERMINATION OF THE PUBLIC OFFICE.

4. WITH RESPECT TO PARAGRAPH 2E, THE CHAIRMEN OF THE TWO PANELS OF THE JOINT COMMITTEE SHALL ALSO BE THE HEADS OF THE RESPECTIVE DELEGATIONS TO THE JOINT UNITED STATES - JAPAN CONFERENCE ON CULTURAL AND EDUCATIONAL INTERCHANGE, WHICH SHALL HENCEFORTH BE REFERRED TO AS THE JAPAN-UNITED STATES CONFERENCE ON CULTURAL AND EDUCATIONAL COOPERATION.

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5. WITH RESPECT TO PARAGRAPH 2F, IT SHALL BE DELETED IN ITS ENTIRETY AND THE FOLLOWING SUBSTITUTED:

THE CHAIRMEN OF THE TWO PANELS MENTIONED IN PARAGRAPH 2E SHALL SERVE AS CO-CHAIRMEN FOR MEETINGS OF THE JAPAN-UNITED STATES CONFERENCE ON CULTURAL AND EDUCATIONAL COOPERATION AS WELL AS FOR MEETINGS OF THE JOINT COMMITTEE.

6. WITH RESPECT TO PARAGRAPH 3A, THE NUMBER OF MEMBERS FROM EACH COUNTRY SHALL BE AT LEAST SEVEN. THE JOINT COMMITTEE MEETINGS SHALL TAKE PLACE IN HAWAII OR IN ANY LOCATION WHICH IS AGREEABLE TO BOTH COUNTRIES.

7. WITH RESPECT TO PARAGRAPH 3C, COMMUNICATIONS BETWEEN THE TWO COUNTRIES CONCERNING JOINT COMMITTEE

BUSINESS MAY BE CARRIED OUT BY THE CHAIRMEN OF THE TWO PANELS, BY THE TWO GOVERNMENTS, AND BETWEEN OFFICES OR ORGANIZATIONS, SUCH AS THE JAPAN SOCIETY, WHICH MAY BE DESIGNATED BY EACH SIDE TO PROVIDE SUPPORT FOR THESE MEETINGS AND ACTIVITIES.

8. RETIRED PANEL MEMBERS WHO HAVE GIVEN EXTRAORDINARY SERVICE TO THE JOINT COMMITTEE AND TO THE JAPAN-UNITED STATES CULTURAL AND EDUCATIONAL CONFERENCE MAY BE DESIGNATED BY EACH PANEL AS HONORARY MEMBERS OF THE JOINT COMMITTEE.

IF YOU CONCUR IN THE MODIFICATIONS PROPOSED HERE, I WOULD APPRECIATE OBTAINING YOUR CONCURRENCE IN WRITING SO THAT THIS LETTER AND YOUR REPLY MAY ESTABLISH THE TERMS OF REFERENCE FOR FUTURE CULCON ACTIVITIES.

SINCERELY, THOMAS SHOESMITH.

ROBINSON

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